

Endangered Species, Fish and Wildlife Service, Washington, D.C. 20240 (703/235-2771).

SUPPLEMENTARY INFORMATION:

Background

Section 4(f)(5) of the Endangered Species Act of 1973, as amended November 10, 1978, States that:

A final regulation adding a species to any list published pursuant to subsection (c) shall be published in the **Federal Register** not later than two years after the date of publication of notice of the regulation proposing listing under paragraph (B)(i)(1). If a final regulation is not adopted with such two year period, the Secretary shall withdraw the proposed regulation and shall publish notice of such withdrawal in the **Federal Register** not later than 30 days after end of such period. The Secretary shall not propose a regulation adding to such a list any species for which a proposed regulation has been withdrawn under this paragraph unless he determines that sufficient new information is available to warrant the proposal of a regulation. No proposed regulation for the listing of any species published before the date of the Endangered Species Act Amendments of 1978 shall be withdrawn under this paragraph before the end of the one-year period beginning on such date of enactment.

The two-year time limit on proposals and one-year period on suspension of withdrawals which were established in this subsection have expired for the razorback sucker which was proposed April 24, 1978 (43 FR 17375-77). The razorback sucker was known to occur in the rivers of the Colorado River basin.

In accord with section 4(f)(5), the razorback sucker was withdrawn on April 24, 1980. This action gives notice of the withdrawal of this species which was known from the states of Arizona, California, Colorado, Nevada, Utah and Wyoming.

This notice is issued under the authority contained in the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 et seq.; 87 Stat. 884, 92 Stat. 3751).

The primary author of this notice is Dr. James D. Williams, Office of Endangered Species, U.S. Fish and Wildlife Service, Washington, D.C. 20240 (703/235-1975).

Dated: May 16, 1980.

Galen Buterbaugh,

Acting Director, Fish and Wildlife Service.

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

Endangered and Threatened Wildlife and Plants: Notice of Withdrawal of an Expired Proposal for Listing of the Razorback Sucker

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of withdrawal of an expired proposed rule.

SUMMARY: As amended November 10, 1978, the Endangered Species Act mandates withdrawal of proposed rules to list species which have not been finalized within two years of the proposal. The amended Act also authorized a one-year suspension of all withdrawals, until November 10, 1979. The time limit has expired for the razorback sucker (*Xyrauchen texanus*) which was originally proposed for listing as Threatened without Critical Habitat on April 24, 1978 (43 FR 17375-77). The bonytail chub (*Gila elegans*) which was proposed as Endangered without Critical Habitat in the same proposal was finalized on April 23, 1980 (45 FR 27710-13). This notice constitutes the withdrawal of the razorback sucker listing proposal.

FOR FURTHER INFORMATION CONTACT: Mr. John L. Spinks, Jr., Chief, Office of